

COUNTY OF SAN DIEGO  
BOARD OF SUPERVISORS

**2012 CONFLICT OF INTEREST CODE  
BIENNIAL REVIEW REPLY FORM**

2012 JUL 18 PM 3 18

THOMAS A. LE MAY  
Contact Person: Charles A. LeMay Telephone Number: 760.753.0155

CLERK OF THE BOARD

Name of Agency: Leucadia Wastewater District

Mailing Address 1960 La Costa Avenue, Carlsbad, CA 92009

This agency has reviewed its conflict of interest code and has determined that:

☒ **Amendments are necessary:** (Attach Amended Code)  
(Check all that applies)

☒ Include new positions (including consultants) which must be designated

☒ Revise the titles of existing positions

☒ Delete titles of positions that have been abolished

☐ Delete positions that manage public investments

☐ Revise disclosure categories

☐ Other \_\_\_\_\_

☐ **No amendments are necessary.** Our agency's code accurately designates all positions which make or participate in the making of governmental decisions; the disclosure assigned to those positions accurately requires the disclosure of all investments, business positions, interests in real property and sources of income which may foresee-ably be affected materially by the decision made by those designated positions; and the code includes all other provisions required by Government Code Section 87302.

Signature of Chief Executive Officer: Paul J. Byshee Date: 7/16/2012

You must complete this report regardless of how recently your code was approved or amended. **Please return this report no later than October 1, 2012 to:**

**Clerk of the Board of Supervisors  
(Conflict of Interest Code)  
1600 Pacific Highway, Room 402  
San Diego, CA 92101**

Approved and/or authorized by the Board of Supervisors of the County of San Diego.	
Meeting Date: <u>12/4/12</u>	Minute Order No. <u>20</u>
By: <u>[Signature]</u>	Date: <u>12/4/12</u>
Deputy Clerk of the Board Supervisors	



1960 La Costa Avenue  
Carlsbad, CA 92009  
Telephone (760) 753-0155  
Fax (760) 753-3094  
www.lwwd.org

## LETTER OF TRANSMITTAL

**To:** Clerk of the Board of Supervisors  
Conflict of Interest Code  
1600 Pacific Highway, Room 402  
San Diego, CA 92101

**Date:** 7/16/2012

**Subject:** Conflict of Interest – Biennial Review Reply Form

The following items are being transmitted: ☒ Herewith ☐ Under separate cover ☐ Via: US Mail

Number of Copies	Description
1	Conflict of Interest – Biennial Review Reply Form

The above items are submitted: ☐ At your request ☒ For your use ☐ For your files  
☐ For your approval ☐ For your action ☐ For your information  
☐ Per contract dated

To Whom It May Concern:

Enclosed please find Leucadia Wastewater District's Conflict of Interest Biennial Review Reply Form.

Please call Charles A. LeMay at 760.753.0155 with any questions or concerns.

Sincerely,

Tianne Baity

Transmitted by: Tianne Baity x 3001



**LEUCADIA  
WASTEWATER  
DISTRICT**

LEADERS IN  
ENVIRONMENTAL  
PROTECTION

**BOARD OF DIRECTORS**

JUDY K. HANSON, PRESIDENT

ELAINE SULLIVAN, VICE PRESIDENT

ALLAN JULIUSSEN, DIRECTOR

DAVID KULCHIN, DIRECTOR

DONALD F. OMSTED, DIRECTOR

PAUL J. BUSHEE, GENERAL MANAGER

2012 AUG 23 PM 4 18

THOMAS J. PASTUSZKA  
CLERK OF THE BOARD  
OF SUPERVISORS

Ref: 13-3405

August 21, 2012

County of San Diego  
Clerk Of The Board Of Supervisors  
(Conflict of Interest Filings)  
1600 Pacific Highway, Room 402  
San Diego, CA 92101

**Re: Amended Conflict of Interest Code**

Enclosed please find Resolution No. 2226, A Resolution of the Board of Directors of the Leucadia Wastewater District Adopting the Amended District's Conflict of Interest Code.

Best regards,

Trisha Hill  
Executive Assistant

cc: file

Enc.

RESOLUTION NO. 2226

COUNTY OF SAN DIEGO  
BOARD OF SUPERVISORS

A RESOLUTION OF THE BOARD OF DIRECTORS  
OF THE LEUCADIA WASTEWATER DISTRICT  
ADOPTING A CONFLICT OF INTEREST CODE

2012 AUG 23 PM 4 18

THOMAS J. PASTUSZKA  
CLERK OF THE BOARD  
OF SUPERVISORS

**WHEREAS**, Leucadia Wastewater District (LWD) Resolution No. 2027, approved on September 13, 1995, adopted the Fair Political Practices Commission's Standard Model Conflict of Interest Code; and

**WHEREAS**, LWD Resolution No. 2170, approved on September 13, 2006 last amended the Conflict of Interest Code; and

**WHEREAS**, LWD has completed the biennial review of its Conflict of Interest Code and determined that changes are required to the designated positions set forth in Appendix "A" of the Code;

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Directors of the Leucadia Wastewater District does hereby rescind all previously adopted resolutions approving Leucadia Wastewater District Conflict of Interest Codes and re-adopts in their place and stead the Fair Political Practices Commission's Standard Model Conflict of Interest Code and Appendix "A" attached hereto.

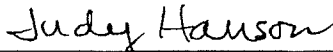
**PASSED AND ADOPTED** by the Board of Directors at a meeting of the Leucadia Wastewater District held August 15, 2012 by the following vote:

AYES: Hanson, Sullivan, Kulchin, Juliussen and Omsted


NOES: None.

ABSENT: None.

ABSTAIN: None.

  
\_\_\_\_\_  
Judy Hanson, President

ATTEST:

  
\_\_\_\_\_  
Paul J. Bushee, Secretary/Manager

(SEAL)

COUNTY OF SAN DIEGO  
BOARD OF SUPERVISORS

2012 AUG 23 PM 4 18

CONFLICT OF INTEREST CODE  
OF THE  
LEUCADIA WASTEWATER DISTRICT

Ref: 13-3367

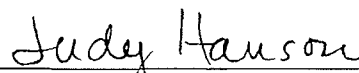
THOMAS J. PASTUSZKA  
CLERK OF THE BOARD  
OF SUPERVISORS

The Political Reform Act of 1974 (Government Code Section 81000, et seq.) requires each state and local government agency to adopt and promulgate a conflict of interest code. The Fair Political Practices Commission (FPPC) has adopted a regulation, California Code of Regulations, Title 2, Division 6, Section 18730 (hereinafter "CCR 18730"), which contains the terms of a standard conflict of interest code. It can be incorporated by reference as an agency's code. After public notice and hearing, the regulation may be amended by the FPPC to conform to amendments in the Political Reform Act.

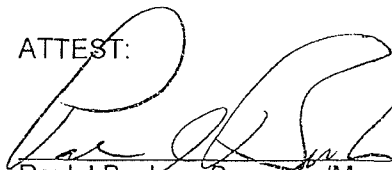
Therefore, the terms of Title 2, Division 6 of the California Code of Regulations Section 18730 and any future amendments to it duly adopted by the FPPC are hereby adopted and incorporated herein by reference. This regulation and the Appendix attached hereto designating officials and employees and establishing disclosure categories shall constitute the Conflict of Interest Code of the Leucadia Wastewater District. This code shall take effect when approved by the Board of Supervisors for the County of San Diego, and shall thereupon supersede all prior codes adopted by the Leucadia Wastewater District.

Pursuant to Section 4 of the standard code, designated employees shall file statements of economic interests with the Secretary of the Leucadia Wastewater District. Upon receipt of the statements of the members of the Board of Directors and the General Manager, the Secretary shall make and retain copies and forward the originals of these statements to the Clerk of the San Diego County Board of Supervisors. The Leucadia Wastewater District shall retain statements for all other designated employees. Statements submitted by candidates for elected office shall be filed with the Secretary of the District on or before the deadline for filing the Declaration of Candidacy forms with the Registrar of Voters. The Leucadia Wastewater District shall also retain these statements.

Adopted by the Board of Directors of the Leucadia Wastewater District on the 15<sup>th</sup> day of August 2012.

  
Judy Hanson, President

ATTEST:

  
Paul J Bushée, Secretary/Manager

**APPENDIX A**

COUNTY OF SAN DIEGO  
BOARD OF SUPERVISORS

2012 AUG 23 PM 4 18

**AMENDED  
CONFLICT OF INTEREST CODE  
OF  
LEUCADIA WASTEWATER DISTRICT**

THOMAS J. PASTUSZKA  
CLERK OF THE BOARD  
OF SUPERVISORS

**DESIGNATED POSITIONS**

All District officials who manage the investment of public funds are included in and governed by this Conflict of Interest Code only with respect to its disqualification provisions. For purposes of disclosure, all District officials who manage the investment of public funds are governed by the statutory conflict of interest provisions of Article 2 of Chapter 7 of the Political Reform Act of 1974. (Government Code Section 87200, et seq.)

The persons holding positions listed below are "designated employees" who are subject to the provisions of this Code. Each such designated employee is required to disclose interests only in those categories set forth, which are identified by the numbers following his or her title.

Disclosure Categories

The disclosure categories listed below identify the types of investments, business entities, sources of income, or real property that the designated employee must disclose for each disclosure category to which he or she is assigned.

Category 1: All investments and business positions in, and sources of income from, all business entities that do business or own real property in the District, plan to do business or own real property in the District within the next year or have done business or owned real property in the District within the past two years.

Category 2: All interest in real property which is located in whole or in part within, or not more than two (2) miles outside, the boundaries of the District.

Category 3: All investments and business positions in, and sources of income from, business entities subject to the regulatory, permit or licensing authority of the Designated Employee's Department, will be subject to such authority within the next year or have been subject to such authority within the past two years.

Category 4: All investments in, and sources of income from, business entities that are engaged in land development, construction or the acquisition or sale of real property in the District, plan to engage in such activities in the District within the next year or have engaged in such activities in the District within the past two years.

Category 5: All investments and business positions in, and sources of income from, business entities that are banking, savings and loan or other financial institutions.

Category 6: All investments and business positions in, and sources of income from, business entities that provide services, supplies, materials, machinery or equipment of a type purchased or leased by the District.

Category 7: All investments and business positions in, and sources of income from, business entities that provide services, supplies, materials, machinery or equipment of a type used or administered by the Designated Employee's Department.

<u>Designated Positions</u>	<u>Disclosure Categories</u>
Technical Services Manager	6, 7
Field Services Superintendent	6, 7
Field Services Supervisor	6, 7

<u>Consultants*</u>	<u>Disclosure Categories</u>
Financial Consultants	1, 2, 4, 5, 6
Engineering Consultants	1, 2, 6
Environmental Consultants	1, 2, 4, 6
Public Relations Consultants	1, 2, 6

The following positions are *not* covered by the code because they must file under Government Code Section 87200, and, therefore, are listed for informational purposes only:

Board of Directors  
General Manager  
Administrative Services Manager  
General Counsel, Attorney

An individual holding one of the above listed positions may contact the Fair Political Practices Commission for assistance or written advice regarding their filing obligations.

\* Consultants shall not be required to file disclosure statements where they: (a) conduct research and arrive at conclusions with respect to rendition of information, advice, recommendation or counsel independent of control and direction of the agency or any agency official other than normal contract monitoring; and (b) possess no authority with respect to any agency decision beyond the rendition of information, advice, recommendation or counsel. The determination as to whether a consultant shall be required to file a disclosure statement shall be made by the General Manager or his or her designee.